

# WETLANDS COUNCIL

## MINUTES

**February 24, 2004**

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The Wetlands Council met on Tuesday, February 24, 2004 at the Department of Environmental Services, 29 Hazen Dr., Concord, NH

**Attendees:**

Council Members: Brian K. Fowler, Chairman; John S. Cobb, William M. Dannehy and Lawrence E. Morse  
Designees: Sharon Champagne, Ted Diers, William Ingham Jr., E. William Roy, Thomas Sloan, and John St.C White

**Absentees:**

Thomas G. Chrisenton, Camilla Lockwood and Glenn Normandeau

The meeting was called to order by Chairman Brian Fowler at 9:00 a.m.

**1. Approval of Minutes of February 10, 2004 Meeting**

It was noted that Mr. Fowler's middle initial should be corrected to Brian K. Fowler.

***A motion was made by Mr. Roy and seconded by Mr. Morse to accept the minutes of February 10, 2004 as corrected. It was unanimously voted.***

**2. Status of Appeals**

Michael Sclafani, Appeals Clerk, distributed a report and reviewed the status of appeals with the Council members.

- Docket No. 03-02 WtC – Philip and Judith Mills: WB #2002-00922  
A pre-hearing conference is scheduled for March 9, 2004 at 9:00 a.m.
- Docket No. 03-04 WtC - Aqua Terrace Condominium Assn: WB #2002-00866  
The written Decision & Order to Deny this appeal has not been issued.
- Docket No. 03-08 WtC - Marianna and Gene Cayten: WB #2002-01912  
Deliberations are scheduled for today.
- Docket No. 03-13 WtC – Town of Salem Conservation Commission: WB #2002-02397  
The written Decision & Order to Deny this appeal has not been issued.
- Docket No. NAH 04-01 - Paul Goodwin and Allen Folsom  
A pre-hearing conference is scheduled at 10:30 a.m. today.

- Docket No. 04-03 WtC - Charles and Brenda Kalil: WB #2003-01694  
A Notice of Appeal was filed on February 6, 2004. An appearance was filed by Attorney Mark Harbaugh on behalf of DES on February 23, 2004 along with a Motion to Dismiss.

Chairman Fowler explained that the Kalils have not provided the Bureau with proof of ownership of the land on which they propose to place a structure. The Bureau denied the original request for permit and subsequently denied a request for reconsideration. The appellants lack standing to appear before the council since their application to the Bureau was defective.

***Mr. Ingham made a motion to decline to accept the appeal. Mr. Roy seconded the motion and it was unanimously voted.***

3. **Old Business**

There is no old business to come before the Council.

4. **Other Business**

There is no new business to come before the Council.

6. **Executive Session**

***9:07 a.m. Mr. Diers made a motion to go into Executive Session. Mr. Cobb seconded the motion and it was unanimously voted.***

***9:43 a.m. Mr. Ingham made a motion to conclude the Executive Session. Mr. Cobb seconded the motion and it was unanimously voted.***

5. **Next Meeting**

The next meeting is scheduled for April 13, 2004.

7. **Adjournment**

***Mr. Dannehy made a motion to adjourn. Mr. Cobb seconded the motion, and it was unanimously voted.***

The meeting adjourned at approximately 9:45 a.m.